

*Encl.*



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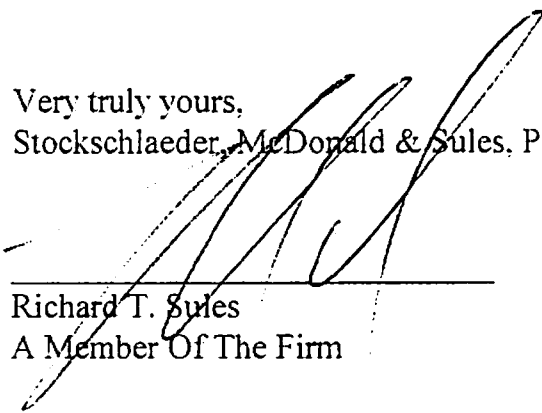
Re: Carroll v. Mathews  
Case No. 07 CIV 9589 (SHS)  
Claim No.: 07-3087-731  
Our File No. 2513

Dear Mr. Lavin:

I am in receipt of your correspondence dated May 29, 2008 wherein you enclosed an authorization for workers' compensation records and a copy of the IME report of Dr. Mushaweh. I am also in receipt of the your Notice for Discovery and Inspection requesting a copy of the incident report written by the defendant Abraham Matthews that was provided to his insurance broker. Please be advised that we decline to provide this discovery to you pursuant to FRCP Rule 26 (b) (3) (A) as the report was prepared in anticipation of litigation and is therefore not discoverable.

Very truly yours,  
Stocksclaeder, McDonald & Sules, P.C.

By:

  
Richard T. Sules  
A Member Of The Firm

RTS:jlh

cc: Kathleen Smith, State Farm Insurance